[29th December 1953

THE HON. DR. U. KRISHNA RAO :—" Yes, it was recovered in full."

Prohibition cases filed in courts.

* 20 *Q*.—SRI M. K. M. ABDUL SALAM : Will the Hon. the Minister for Prohibition be pleased to state—

(*a*) the number of prohibition cases filed in courts from 1st April 1952 to 31st March 1953; and

(*b*) the number of cases that have been dismissed by the courts for want of evidence?

THE HON. SRIMATHI JOTHI VENCATACHELLUM :—
" (*a*) 118,234 cases.

" (*b*) 6,888 cases."

SRI M. K. M. ABDUL SALAM :—" Are the Government aware that while dismissing certain Prohibition cases, the magistrates have severely condemned the prosecuting authorities for foisting false cases and if so, what steps have the Government taken against such officials? "

THE HON. SRIMATHI JOTHI VENCATACHELLUM :—
" The Government have no information to that effect."

SRI M. K. M. ABDUL SALAM :—" May I know whether the Government are aware that a prohibition case was dismissed on the first day of the hearing in Perambalur taluk, Tiruchirappalli district, and what steps have the Government taken against the officer for filing such unsustainable cases? "

THE HON. SRIMATHI JOTHI VENCATACHELLUM :—
" A separate question may be put, Sir."

MR. CHAIRMAN :—" Questions are over."

[*Note.*—**An asterisk (*) at the commencement of a speech indicates revision by the Member.**]

II.—ELECTION OF DEPUTY CHAIRMAN.

11-20 a.m. MR. CHAIRMAN :—" The next item in the List of Business is the election of Deputy Chairman.

" Under sub-rule (4) of rule 14 of the Madras Council Rules, I have first to read out to the House the names of the persons who have been duly proposed, together with the names of their proposers and seconders. They are—

Member nominated.	*Proposer.*	*Seconder.*
(1)	(2)	(3)
1 Sri A. M. Allapichai ..	Sri T. G. Krishnamoorthy ..	Sri G. Venkatachalam.
2 Sri A. M. Allapichai ..	Sri M. P. Sivagnana Gramani ..	Sri T. Purushotham.
3 Sri A. M. Allapichai ..	Sri S. Narasapayya	Sri K. Bhashyam.

29th December 1953] [Mr. Chairman]

"As only one Member has been proposed for election, namely, Sri A. M. Allapichai, I declare him duly elected as Deputy Chairman." (Cheers.)

* DR. A. LAKSHMANASWAMI MUDALIYAR :—"Sir, while I am exceedingly glad that the election of the Deputy Chairman has been unanimous, may I now bring to the notice of the Hon. Leader of the House the convention that is usually followed on such occasions. I venture to submit that the election of the Chairman or the Deputy Chairman is of importance to all Members of the House and it is the usual Parliamentary practice to consult the Opposition before putting up the name by the Treasury Bench. I do not object to it on this occasion because there were circumstances to which the Hon. Chief Minister would refer and say that Mr. Allapichai was the Deputy Chairman before, but I do feel that it will be a healthy convention to follow in future, if the Government would also consult the Opposition and it would come with good grace when the election is conducted unanimously."

* THE HON. SRI C. RAJAGOPALACHARI :—"The observations of the Hon. Leader of the Opposition will be kept in mind."

SRI V. CHAKKARAI CHETTY :—"After all, what happens is the majority party in the House, the Congress Party, chooses its own nominee and any other Member who does not belong to the Congress Party has no opportunity of standing for election. Not that I object to the election of hon. Member Mr. Allapichai as the Deputy Chairman—in fact he is a very good gentleman and we all like him very much—but I am only stating that it is a matter for the Hon. Chief Minister to consider whether the majority party should carry away all the prizes."

* THE HON. SRI C. RAJAGOPALACHARI :—"No, Sir, it is neither the intention nor is it a prize for that matter. It is not the intention that all these elections should be in favour of candidates selected by the majority party. It is the intention to make an even distribution and to get the best of the whole House and not only from one party. In this particular case, it was a technical vacancy that was created. The gentleman had been already elected and, but for that accidental technicality, he would have continued even now. Hence, the Government did not think it very important to discuss the matter but, the claim made by the other side is right and every effort will be made hereafter to have previous consultation before putting up any candidate for any particular Committee or office."

* SRI T. PURUSHOTHAM :—"Sir, may I express a word of congratulation on the unanimous election of the hon. Member Sri Allapichai, as the Deputy Chairman of the House. He was the Deputy Chairman for one year previously and earned the goodwill of all sections of the House. The hon. Members would remember that when the Madras Motor Vehicles (Taxation of Passengers and Goods) Bill was discussed in this House, he

deputised for you and conducted the proceedings so ably well. The post of the Deputy Chairman fell vacant one year ago. If I remember aright, it fell vacant on 12—12—1952. Article 182 of the Constitution specifically lays down that the election should be held as soon as the office falls vacant and the responsibility is cast on the House to elect the Deputy Chairman as soon as a vacancy occurs. It took one year for us to have this election. I hope at least in such matters, in future, we will have greater regard for the Constitution and the Council Rules.

"I learn that hon. Member Sri Allapichai did not draw any pay previously and I hope he will draw the same from now on. The salary of the Deputy Chairman of this House and of the Deputy Speaker of the Legislative Assembly is far too low and it should at least be on a par with that of the Parliamentary Secretary and I hope the Government will take necessary steps to enhance the pay of the Deputy Chairman of the Council and the Deputy Speaker of the Assembly accordingly."

Mr. CHAIRMAN :—"I have also to congratulate the hon. Member Sri Allapichai on his unanimous re-election and I welcome him as the Deputy Chairman."

Sri A. M. ALLAPICHAI :—" Mr. Chairman, Sir, I am highly grateful to every one of the Members of this House for having shown me such a great affection and I think, it is nothing but affection which has been responsible for my unanimous re-election. I shall do my best to deserve their affection."

III.—GOVERNMENT MOTION *RE* ELECTION OF TWO MEMBERS TO THE COMMITTEE OF PRIVILEGES.

* The Hon. Sri C. RAJAGOPALACHARI :—" Sir, I move—

'*That, with reference to rule* 143 (3) *of the Madras Council Rules, this Council do proceed on a date to be fixed by the Hon. the Chairman to elect two members to be members of the Committee of Privileges for the financial year* 1953–54 *in the vacancies caused by the vacation of seats of Sri S. Ramakrishnayya and Sri S. Chengalraya Chetti, consequent on the formation of the Andhra State.*' "

The motion was put and carried.

Mr. CHAIRMAN :—" I have to inform the House that, in accordance with the regulations framed for the holding of elections according to the principle of proportional representation by means of the single transferable vote, I fix 3 p.m. on Thursday, the 31st December 1953 as the time within which nomination of candidates for the election of two members to the Committee of Privileges should reach the Secretary. There will be an election, if the number of candidates nominated exceeds two. The date and time of election would be intimated later on."